



February 18, 2004

ENGROSSED HOUSE BILL No. 1448

DIGEST OF HB 1448 (Updated February 16, 2004 5:32 pm - DI 75)

Citations Affected: IC 2-7.

Synopsis: Lobbyist reports. Requires the lobby registration commission to provide each legislator not later than January 7 an annual compilation of the purchases and gifts given to the legislator by lobbyists.

Effective: July 1, 2004.

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(SENATE SPONSORS — ZAKAS, HUME)

January 20, 2004, read first time and referred to Committee on Rules and Legislative Procedures.

January 26, 2004, amended, reported — Do Pass.

January 29, 2004, read second time, ordered engrossed. Engrossed.

February 2, 2004, read third time, passed. Yeas 92, nays 0.

SENATE ACTION

February 10, 2004, read first time and referred to Committee on Ethics.

February 17, 2004, amended, reported favorably — Do Pass.

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EH 1448—LS 6652/DI 13+



February 18, 2004

Second Regular Session 113th General Assembly (2004)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2003 Regular Session of the General Assembly.

ENGROSSED HOUSE BILL No. 1448

A BILL FOR AN ACT to amend the Indiana Code concerning the general assembly.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 2-7-3-6, AS AMENDED BY P.L.162-2003,
2 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2004]: Sec. 6. (a) A lobbyist shall file a written report with
4 respect to a member of the general assembly whenever either of the
5 following occurs:

6 (1) The lobbyist has made a purchase described in
7 IC 2-2.1-3-2(a)(7) with respect to that member. This subdivision
8 does not apply to purchases made ~~after December 31, 1998~~, by a
9 lobbyist from a legislator's retail business made in the ordinary
10 course of business at prices that are available to the general
11 public. For purposes of this subdivision, a legislator's business is
12 considered a retail business if the business is a retail merchant as
13 defined in IC 6-2.5-1-8.

14 (2) The lobbyist has made a gift described in IC 2-2.1-3-2(a)(8)
15 to that member.

16 (b) A report required by subsection (a) must state the following:

17 (1) The name of the lobbyist.

EH 1448—LS 6652/DI 13+



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(2) Whether the report covers a purchase described in IC 2-2.1-3-2(a)(7) or a gift described in IC 2-2.1-3-2(a)(8).

(c) A lobbyist shall file a copy of a report required by this section with all the following:

(1) The commission.

(2) The member of the general assembly with respect to whom the report is made.

(3) The principal clerk of the house of representatives, if the legislator is a member of the Indiana house of representatives.

(4) The secretary of the senate, if the legislator is a member of the Indiana senate.

(d) A lobbyist shall file a report required by subsection (a) not later than seven (7) days after making the purchase or giving the gift.

(e) Not later than January 7, ~~a lobbyist who has filed a report under this section regarding a member of the general assembly listing the commission shall provide to that each member of the general assembly a cumulative report listing all purchases and gifts written compilation of all reports filed under subsection (c) relating to that member. The compilation must satisfy the following:~~

(1) ~~For that each member the compilation must list the following during for~~ the immediately preceding calendar year:

(A) Each purchase described in IC 2-2.1-3-2(a)(7).

(B) Each gift described in IC 2-2.1-3-2(a)(8) itemized as follows:

(i) Any gift of cash from the lobbyist.

(ii) Any single gift from the lobbyist other than cash having a fair market value that exceeds one hundred dollars (\$100).

(iii) Any gifts from the lobbyist other than cash having a fair market value in the aggregate that exceeds two hundred fifty dollars (\$250).

(2) For each purchase or gift, the compilation must identify the name of the lobbyist making the purchase or giving the gift.

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Rules and Legislative Procedures, to which was referred House Bill 1448, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Delete the title and insert the following:

A BILL FOR AN ACT to amend the Indiana Code concerning the general assembly.

Delete everything after the enacting clause and insert the following:

(SEE TEXT OF BILL)

and when so amended that said bill do pass.

(Reference is to HB 1448 as introduced.)

PELATH, Chair

Committee Vote: yeas 9, nays 0.

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COMMITTEE REPORT

Madam President: The Senate Committee on Ethics, to which was referred House Bill No. 1448, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 2, reset in roman lines 8 through 11.

Page 2, line 26, after "gift" insert "**from the lobbyist**".

Page 2, line 28, after "gifts" insert "**from the lobbyist**".

and when so amended that said bill do pass.

(Reference is to HB 1448 as printed January 27, 2004.)

ZAKAS, Chairperson

Committee Vote: Yeas 5, Nays 0.

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